

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,) 8:07CR25
Plaintiff,)
vs.) ORDER
MICHAEL FLOWERS and)
MALISA MONROE,)
Defendants.)

This matter is before the court on the motion to continue by defendant Michael Flowers (Flowers) (Filing No. 47). Flowers seeks a continuance of the trial of this matter scheduled for April 30, 2007. Upon consideration, the motion will be granted and trial will be continued for all defendants.

IT IS ORDERED:

1. Flower's motion to continue trial (Filing No. 47) is granted.
2. Trial of this matter **for all defendants** is re-scheduled for **June 4, 2007**, before Chief Judge Joseph F. Bataillon and a jury. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **April 25, 2007 and June 4, 2007**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason that defendant's counsel requires additional time to adequately prepare the case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 25th day of April, 2007.

BY THE COURT:

s/ Thomas D. Thalken

United States Magistrate Judge